

# Senate Study Bill 3197

SENATE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE ON  
COMMERCE BILL BY  
CHAIRPERSON WARNSTADT)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act modifying provisions relating to the application for a  
2 certificate of franchise authority applicable to the provision  
3 of cable or video services by an existing provider.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
5 TLSB 6420XC 82  
6 rn/nh/5

PAG LIN

1 1 Section 1. Section 477A.1, subsection 12, Code Supplement  
1 2 2007, is amended to read as follows:  
1 3 12. "Municipality" means a ~~county or~~ city.  
1 4 Sec. 2. Section 477A.2, subsection 2, paragraph b, Code  
1 5 Supplement 2007, is amended to read as follows:  
1 6 b. Upon expiration of a franchise, a person may choose to  
1 7 renegotiate a franchise agreement with a municipality or may  
1 8 choose to obtain a certificate of franchise authority under  
1 9 this chapter. An application for a certificate of franchise  
1 10 authority pursuant to this subsection may be filed within  
1 11 sixty days prior to the expiration of a municipal franchise  
1 12 agreement. An application filed prior to the expiration of a  
1 13 municipal franchise agreement shall take effect upon the  
1 14 expiration date of the municipal franchise agreement.

1 15 EXPLANATION

1 16 This bill modifies certain provisions applicable to an  
1 17 application for a certificate of franchise authority to  
1 18 provide cable and video services.  
1 19 The bill deletes counties from the definition of a  
1 20 municipality for purposes of Code chapter 477A, resulting in  
1 21 "municipality" referring to a city for purposes of the Code  
1 22 chapter. The bill additionally specifies that an application  
1 23 submitted for a certificate of franchise authority by a person  
1 24 who was providing services pursuant to a franchise agreement  
1 25 in existence prior to July 1, 2007, may be filed within 60  
1 26 days prior to the expiration of the existing municipal  
1 27 franchise. The bill specifies that an application filed prior  
1 28 to the expiration of a municipal franchise agreement shall  
1 29 take effect upon the expiration date of the municipal  
1 30 franchise agreement.  
1 31 LSB 6420XC 82  
1 32 rn/nh/5.1